



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/647,644	08/25/2003	Mark Eric Obrecht	6002-00602	2528
35690	7590	02/01/2008		EXAMINER
MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C. P.O. BOX 398 AUSTIN, TX 78767-0398			SHERKAT, AREZOO	
			ART UNIT	PAPER NUMBER
			2131	
			MAIL DATE	DELIVERY MODE
			02/01/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.	OBRECHT ET AL.
10/647,644	
Examiner	Art Unit
Arezoo Sherkat	2131

mn

All participants (applicant, applicant's representative, PTO personnel):

(1) Arezoo Sherkat. (3) _____

(2) Mr. Dean Munyon. (4) _____

Date of Interview: 30 January 2008.

Type: a) Telephonic b) Video Conference
c) Personal [copy given to: 1) applicant 2) applicant's representative]

Exhibit shown or demonstration conducted: d) Yes e) No.

If Yes, brief description: _____.

Claim(s) discussed: _____.

Identification of prior art discussed: US Patent No. 6,973,577 to Kouznetsov and US Patent No. 6,772,346 to Chess et al.

Agreement with respect to the claims f) was reached. g) was not reached. h) N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.



Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant representative, Mr. Munyon, is not convinced that the combination of Kouznetsov and Chess reference satisfies the instant application's limitations such as "weighing", "first score", and "second score". Examiner respectfully disagrees and points out that Chess does disclose weighing the code under investigation (i.e., checking file against the database 210 of known non-malicious files and the database 220 of malicious code description) to determine whether a file is clean (i.e., first score) or malicious (i.e., second score)